

1 DAVID W. DRATMAN
Attorney at Law
2 State Bar No. 78764
601 University Avenue, Suite 145
3 Sacramento, California 95825-6738
Telephone: (916) 443-2000
4 Facsimile: (916) 443-0989
Email: dwdratman@aol.com

5 Attorney for Defendant
6 RYAN WELCH

7
8 IN THE UNITED STATES DISTRICT COURT
9 EASTERN DISTRICT OF CALIFORNIA

10 UNITED STATES OF AMERICA,

11 Plaintiff,

12 v.

13 RYAN WELCH,

14 Defendant.

2:23-CR-0123 JDP

STIPULATION AND ~~[PROPOSED]~~ ORDER
TO CONTINUE HEARING

DATE: November 6, 2023

TIME: 10:00 a.m.

JUDGE: Hon. Jeremy D. Peterson

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16
17 IT IS HEREBY STIPULATED BETWEEN the parties by and through their counsel of
18 record, as follows:

19 1. By previous order, this matter was scheduled for a change of plea hearing on
20 November 6, 2023 at 10:00 a.m.

21 2. By this stipulation, defense counsel moves to vacate this date and to
22 set a status hearing on December 18, 2023 at 2:00 p.m. pending a dismissal based on proof that
23 Mr. Welch is deceased.

24 3. Counsel for the defendant believes that failure to grant the above requested
25 continuance would not be in the interests of justice.

26 4. The government does not object to and joins in the request for a continuance.

27 5. Based on the above, the ends of justice served by continuing the case as requested
28

STIPULATION AND ~~[PROPOSED]~~ ORDER TO CONTINUE HEARING

UNITED STATES V. RYAN WELCH

[2:23-CR-0123 JDP]

1 outweigh the interest of the public and the defendant in a trial within the original date prescribed
2 by the Speedy Trial Act.

3 6. For the purpose of computing time under the Speedy Trial Act, 18 U.S.C. § 3161,
4 et seq., within which trial must commence, the time period from November 6, 2023, to
5 December 18, 2023, inclusive, is deemed excludable pursuant to 18 U.S.C. § 3161(h)(7)(A), B(iv)
6 [Local Code T4] because it results from a continuance granted by the Court at the defendant's
7 request on the basis of the Court's finding that the ends of justice served by taking such action
8 outweigh the best interest of the public and the defendant in a speedy trial.

9 7. Nothing in this stipulation and order shall preclude a finding that other provisions of
10 the Speedy Trial Act dictate that additional time periods are excludable from the period within
11 which a trial must commence.

12 IT IS SO STIPULATED:

13 DATED: NOVEMBER 2, 2023

/s/ David W. Dratman
DAVID W. DRATMAN
Attorney for Defendant
RYAN WELCH

15 DATED: NOVEMBER 2, 2023

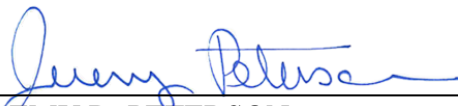
PHILLIP A. TALBERT
United States Attorney

17 By: /s/ Heiko P. Coppola*
18 HEIKO P. COPPOLA
Assistant U.S. Attorney
19 *Signed with permission

20 ORDER

21 IT IS SO ORDERED.

22
23 Dated: November 3, 2023


JEREMY D. PETERSON
UNITED STATES MAGISTRATE JUDGE